



# California Regional Water Quality Control Board Central Valley Region

Katherine Hart, Chair



Linda S. Adams  
Secretary for  
Environmental  
Protection

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Arnold  
Schwarzenegger  
Governor

2 August 2010

Mr. Allan Chapman  
Somerton Winery  
3450 Sage Canyon Road  
St. Helena, CA 94574

CERTIFIED MAIL  
7010 0290 0000 8536 3936

***NOTICE OF APPLICABILITY (NOA); CONDITIONAL WAIVER OF WASTE DISCHARGE REQUIREMENTS FOR SMALL FOOD PROCESSORS AND SMALL WINERIES WITHIN THE CENTRAL VALLEY REGION; ORDER NO. R5-2009-0097-0030; SOMERSTON WINERY; NAPA COUNTY***

Central Valley Regional Water Quality Control Board (Central Valley Water Board) staff received your application including the Report of Waste Discharge (RWD) and application fee of \$1,226 submitted for Somerton Winery for regulatory coverage under the *Conditional Waiver of Waste Discharge Requirements for Small Food Processors and Small Wineries within the Central Valley Region, Order No. R5-2009-0097* (Order). Based on the information in the application, we have determined that the Discharger meets the required conditions for approval under this Order for your facility and the proposed waste discharge. You are hereby assigned Order No. R5-2009-0097-0030.

The Order, adopted by the Central Valley Water Board on 8 October 2009, is a conditional waiver of waste discharge requirements for small wineries and small food processors. The Order is enclosed and may be viewed on our website at [http://www.waterboards.ca.gov/centralvalley/board\\_decisions/adopted\\_orders/#Waivers](http://www.waterboards.ca.gov/centralvalley/board_decisions/adopted_orders/#Waivers). You are urged to familiarize yourself with the contents of the entire Order which prescribes mandatory discharge and monitoring requirements. The facility must be operated in accordance with the requirements contained in the General Order, Standard Provisions and Reporting Requirements for Waste Discharge Requirements (WDRs), and with the information submitted in the RWD.

**DISCHARGE DESCRIPTION**

Sage Canyon, LLC (referred to as Discharger) owns Somerton Winery located at 3450 Sage Canyon Road, St Helena in Napa County (APN 025-270-026). Somerton Winery is currently pursuing individual WDRs for their new winery. The new permit will not be ready in time for the 2010 crush season. Therefore, the winery will begin crushing under the conditional waiver of waste discharge requirements. Upon adoption of the individual WDRs, the Discharger will then be regulated under the individual WDRs. Somerton Winery will crush approximately 1,000 tons of grapes per year and produce approximately 360,000 gallons of wastewater per year. 100,000 gallons of this wastewater will be directly applied to the vineyard through a drip

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irrigation system. Wastewater in excess of 100,000 gallons will be tanked and hauled offsite. A flow meter with a totalizer located at the 100,000 gallon storage tank discharge point will be used to measure the volume of waste.

The Discharger estimates that no more than 110 tons (wet weight) of solids (grape stems, seeds, and skins) will be produced annually based on the expected volume (1,000 tons) to be crushed each year. The solids are immediately collected in a spreader and spread via farm tractor onto the 104 acre vineyard at a rate of approximately one ton per acre per year.

### **MONITORING AND REPORTING**

This Order includes specific monitoring requirements that you must implement and reporting requirements you must comply with, including routine monitoring and reporting to the Central Valley Water Board. Please review the Monitoring and Reporting Program (MRP) closely and establish the appropriate record keeping system so that you are able to complete the required *Annual Monitoring Report* form, contained in the Order. The *Annual Monitoring Report* form must be submitted to our office by **1 February of each year**, even if there is no discharge during the reporting year.

### **GENERAL INFORMATION AND REQUIREMENTS**

The Order includes specific and general conditions required for your operation. In addition, you must maintain control over the discharge and operate in accordance to the information provided in your application.

Please review this Notice of Applicability carefully to ensure that it completely and accurately reflects the facility name, location, and discharge. Failure to comply with the requirements in the Order may result in an enforcement action as authorized by provisions of the California Water Code. If the discharge violates the terms or conditions above, the Central Valley Water Board may take enforcement action, including assessment of administrative civil liability which is a monetary penalty.

Discharge of waste material other than described in the application is prohibited. If the method of waste disposal changes from that described in your application, you must submit a new *Report of Waste Discharge Technical Information* form describing the new operation.

Please note that the Order will expire on 8 October 2014, at which time either (1) a new application with a filing fee will be necessary for regulatory coverage under a subsequently adopted new Order, or (2) the discharge must cease. For this facility, applicability under this Order will be terminated upon receipt of individual WDRs.

If you have any questions regarding submitting an updated report of waste discharge, or questions about making changes to your permitted operations, please contact Ms. Lani Andam at (916) 464-4723 or landam@waterboards.ca.gov.

All compliance and enforcement questions should be directed to Mr. Guy Childs of the Compliance and Enforcement Section at (916) 464-4635 or [gchilds@waterboards.ca.gov](mailto:gchilds@waterboards.ca.gov). All monitoring reports should be submitted to Mr. Childs by the compliance due date.

- Original Signed by Ken Landau for -

Pamela C. Creedon  
Executive Officer

Enclosures (Discharger Only): General Conditional Waiver, Order No. R5-2009-0097  
Electronic Copy of Annual Report Form (Compact Disc)  
Standard Provisions and Reporting Requirements for  
Waste Discharge Requirements, 1 March 1991

cc (Without Enclosure): Napa County Environmental Management Department, Napa